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Attorney's Do. No. 4430-18

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Andrew D. Barofsky & Kenton W. Gregory

Serial No.: 08/797,770

Art Unit: 3738

Filed: November 19, 1998

Examiner: Paul Prebilic

For: METHOD FOR USING TROPOELASTIN AND FOR PRODUCING
TROPOELASTIN BIOMATERIALS

Assistant Commissioner for Patents
Washington, D.C. 20231

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ON July 8, 1999

SUPPLEMENTAL PRELIMINARY AMENDMENT

This Supplemental Preliminary Amendment is filed with respect to the above referenced patent application.

REMARKS

In the prosecution of the parent application of this present continuation patent application, claims 1-24, 36-55, and 74 have been rejected under 35 U.S.C. § 102(a) as being anticipated by Gregory et al, or, in the alternative, under 35 U.S.C. § 103(a) as obvious over Gregory et al in view of Labroo et al.

Enclosed herein is a Declaration of Prior Invention in the United States to Overcome a Cited Publication under 37 C.F.R. 1.131. In that Declaration it is established that the invention

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